

Hon. Robert J. Bryan

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON

LAWRENCE HARTFORD; DOUGLAS  
MITCHELL; BRETT BASS; SPORTING  
SYSTEMS VANCOUVER, INC.; SECOND  
AMENDMENT FOUNDATION; AND  
FIREARMS POLICY COALITION, INC.,

*Plaintiffs,*

v.

BOB FERGUSON, in his official capacity as  
Washington State Attorney General; JOHN R.  
BATISTE, in his official capacity as Chief of the  
Washington State Patrol; JOHN GESE, in his  
official capacity as Sheriff for Kitsap County,  
Washington; CLAYTON MYERS, in his official  
capacity as Sheriff for Kittitas County,  
Washington; JOHN HORCH, in his official  
capacity as Sheriff for Clark County,  
Washington; ADAM FORTNOY, in his official  
capacity as Sheriff for Snohomish County,  
Washington; CHAD M. ENRIGHT, in his  
official capacity as County Prosecutor for Kitsap  
County, Washington; GREG ZEMPEL, in his  
official capacity as County Prosecutor for  
Kittitas County, Washington; TONY GOLIK,  
in his official capacity as County Prosecutor for  
Clark County, Washington; and JASON  
CUMMINGS, in his official capacity as County  
Prosecutor for Snohomish County, Washington,

*Defendants.*

No. 3:23-cv-05364-RJB

RESPONSE TO CLARK COUNTY  
DEFENDANTS' MOTION TO DISMISS

1 Plaintiffs oppose the Motion of Clark County Defendants Horch and Golik (Dkt. No. 67)  
2 for the reasons stated in Plaintiffs' Opposition (Dkt. No. 53) to the Kitsap County (Dkt. No. 32)  
3 and Snohomish County (Dkt. No. 38) Motions to Dismiss.

4 Plaintiffs acknowledge that under the reasoning of this Court's Order granting those  
5 Motions (Dkt. No. 60), this Motion will be granted as to the Plaintiffs' claims against the Clark  
6 County Defendants under 42 U.S.C. § 1983 and 42 U.S.C. § 1988. Plaintiffs note that their claims  
7 under *Ex parte Young* remain against all county Defendants, and reserve their right to appeal this  
8 Court's adverse ruling.

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12 July 6, 2023.

13 ARD LAW GROUP PLLC

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15 By: 

16  
17 Joel B. Ard, WSBA # 40104  
18 ARD LAW GROUP PLLC  
19 P.O. Box 11633  
20 Bainbridge Island, WA 98110  
21 206.701.9243  
22 Joel@Ard.law

23 ATTORNEYS FOR PLAINTIFFS  
24  
25  
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